PTO/SB/21 (09-04)

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PE MATERIALITY	. 8	Application Number		10/748,57	8
RANSMITTA	<b>\L</b>	Filing Date		December	30, 2003
FEB 0 7 2006 E FORM		First Named Invento	or	Giovanni E	Benini
		Art Unit		2643	
а правод for all correspondence aft	er initial filing)	Examiner Name		Quoc D. T	ran
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Attorney Docket No. 2001P06859WOUS

## SIEMENS

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Inventor:	G. Benini et al.	)		
		· )	Group Art Unit:	2643
Serial No.:	10/748,578	)	_	
	•	)	Examiner:	Quoc D. Tran
Filed:	December 30, 2003	)		

Title:

ESTABLISHING A BROADBAND CONNECTION THAT SAVES

RESOURCES AND SATISFIES BILLING CONDITIONS

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner is respectfully requested to consider and make of record the five (5) references listed on the enclosed Form PTO/SB/08a and Form PTO/SB/08b submitted herewith. Copies of each of the Foreign Patent Documents and the Non Patent Literature Document listed are also enclosed. References 1-4 were first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to this filing. Reference 5 was cited in the initial filing of this application on December 30, 2003. Presumably no fee is required.

As provided in 37 C.F.R. § 1.97(g) and (h), the Information Disclosure

Statements filed in this case shall not be construed either as a representation that a search

Serial No. 10/748,578

Atty. Doc. No. 2001P06859WOUS

has been made or as an admission that the information cited in the statement is or is

considered to be material to patentability as defined in 37 C.F.R. § 1.56(b). The filing of

the Information Disclosure Statements shall not be construed as an admission against

interest in any manner.

**CONCLUSION** 

Should the Examiner have any questions concerning this paper or application, or if

any undeveloped issues remain, the examiner is respectfully requested to contact

Applicant's undersigned attorney by telephone to resolve such questions or issues. All

correspondence should continue to be directed to our below-listed address.

The commissioner is hereby authorized to charge any appropriate fees due in

connection with this paper or credit any overpayments to Deposit Account No. 19-2179.

Respectfully submitted,

Dated:

212/06

John P. Musone

Registration No. 44,961

(407) 736-6449

Siemens Corporation
Intellectual Property Department
170 Wood Avenue South

Iselin, New Jersey 08830

PTO/SB/08a (05-03)

December 30, 2003

Complete if Known

10/748,578

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

First Named Inventor Giovanni Benini Art Unit 2643 **Examiner Name** Quoc D. Tran 2001P06859WOUS of 2 Attorney Docket Number

Filing Date

Application Number

			U.S. PATENT	OCUMENTS	
Examiner Initials *	Cite No.1	Document Number  Number - Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant
	1	US- 5,440,554	08-08-1995	Stannard et al.	Figures Appear
	2	US- 3,766,324	10-16-1973	Budrys et al.	
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	FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cita	Foreign Patent Document	Foreign Patent Document	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁵			
	Cite No.1	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> ( <i>if known</i> )	Publication Date MM-DD-YYYY	Applicant of Cited Document					
	3	EP 0 905 960 A1	03-31-1999	Siemens AG					
	4	DE 32 10 674 A1	10-06-1983	Siemens AG					
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Examiner Signature	Date Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional), 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/08b(05-03)

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	Substitute for form 1449A/PTO				Complete if Known		
	NICOE	DAATION	D10		Application Number	10/748,578	
				CLOSURE	Filing Date	December 30, 2003	
,	STATEMENT BY APPLICANT			PPLICANT	First Named Inventor	Giovanni Benini	
					Group Art Unit	2643	
	- (1	use as many she	ets as	necessary)	Examiner Name	Quoc D. Tran	
	Sheet	2	of	2	Attorney Docket Number	2001P06859WOUS	

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	5	DONAL MORRIS, VERSUS PRONK; "Charging for ATM Services"; IEEE Communications Magazine; IEEE Service Center; Piscataway, NJ, US; Vol. 37, No. 5; May 1999 (1999-05); Pages 133-139; XP000830892	
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Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Commissioner for Patents P.O. Box 1450. Alexandria VA 22313-FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.